

# STATE OF WISCONSIN

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## JOINT COMMITTEE ON FINANCE

April 18, 1997

TO: Members  
Joint Committee on Finance

FROM: Senator Brian Burke, Senate Chair  
Representative Scott Jensen, Assembly Chair  
Joint Committee on Finance

SUBJECT: 1997-99 Budget Procedures for the Joint Committee on Finance

The purpose of this memorandum is to inform you of the process that the Committee will use in reviewing the 1997-99 state budget.

It is our goal, and that of the leadership of both houses, to develop a budget that will receive the bipartisan support of the Committee and full Legislature. We believe that the procedures outlined in this memorandum will assist in achieving that objective.

### Bill

The Governor's 1997-99 budget recommendations have been drafted as companion bills in SB 77 and AB 100. The Committee will work from SB 77 and, upon completion of our work, the bill will first be considered in the Senate. Assembly Bill 100 will not be reported out of the Committee. Thus, the budget bill will be SB 77.

## Nonfiscal Policy Items

There are a number of nonfiscal policy items contained within the Governor's budget recommendations. We have identified 114 of these items and believe that they should not be addressed within the budget but rather, should be considered as nonbudget legislation by other standing committees. Accordingly, these items will be drafted as separate bills and introduced, at the request of the Governor, by the leadership of the two houses. They will not be considered by the Committee during our deliberations on the budget. A list of these items is attached.

## Beginning Point

The Committee will use, as its beginning point, a combination of the Governor's recommendations (SB 77) and the 1996-97 adjusted base.

**Adjusted Base.** For the following agencies, the Committee will work from the 1996-97 adjusted base:

- Department of Agriculture, Trade and Consumer Protection
- Building Commission
- Building Program
- Department of Corrections
- Gaming Board
- Office of the Commissioner of Insurance
- Department of Justice
- Lottery (including the Lottery Tax Credit and related provisions)
- Department of Natural Resources
- Department of Public Instruction (except provisions relating to public school choice, post-secondary options and charter schools)\*
- Secretary of State
- State Treasurer
- Department of Transportation
- Department of Workforce Development (except nonfiscal policy provisions of economic and child support which are required to comply with federal requirements prior to January 1, 1998)\*\*

\*Page 473, Item #29 through Page 486, Item #35

\*\*Page 688, Item #7, Page 695, Item #17, Page 696, Item #18, Page 697, Item #20, Page 698, Item #21, Page 699, Item #25 (a,b,c,f), Page 702, Item #27, Page 703, Item #28, Page 714, Item #3, Page 738, Item #11, Page 745, Item #19

For these agencies, the Committee will entertain motions to amend the adjusted base rather than the recommendations of the Governor. Although the Governor's recommendations will be before the Committee, it will take a majority vote for them (or any other proposal) to be adopted.

Provisions of the budget related to the Governor's TEACH initiative are being reviewed by the Joint Committee on Information Policy. The Finance Committee will consider their recommendations for incorporation into the budget. A majority vote of the Committee will be required to include TEACH provisions in the budget.

**SB 77.** For the other agencies, the Committee will work from SB 77. The Committee will entertain motions to amend SB 77. It will take a majority vote for the bill to be amended.

For those programs or functions which are being transferred from one agency to another, the Committee will consider that transfer under the receiving agency. This will not apply to the transfer of the Gaming Board to DOA.

At the conclusion of our work, all of the Committee's decisions will be incorporated in a substitute amendment to SB 77.

### **Executive Sessions**

The Committee will hold its first executive session on the budget on Thursday, April 24 from 2:00 p.m. to 6:00 p.m. A list of the agencies that will be considered on that date will be distributed to your offices on Monday, April 21.

During its executive sessions on the budget, the Committee will work from the following three documents.

1. **LFB Summary of the Governor's Budget Recommendations.** This is the document that we have used during the informational briefings and public hearings.

2. **LFB Budget Papers.** The Legislative Fiscal Bureau will attempt to distribute its papers at least 48 hours prior to each of the Committee's executive sessions.

3. **Individual Motions.** Motions will be made from the budget papers or the LFB summary of the Governor's recommendations. If a member of the Committee desires a vote on a budget-related item that is not contained in either the LFB summary or a budget paper, the member can contact the Fiscal Bureau and ask that a motion be prepared on that item. The Bureau will then: (1) prepare the motion; (2) indicate the name of the Committee member who authored the motion on the motion itself; and (3) give the author sufficient copies of the motion for distribution to the entire Committee. The Bureau will keep the motion confidential and will distribute all copies only to the author. This distribution will occur at the commencement of, or during, each executive session. The Chair will only entertain motions which have been prepared by the Fiscal Bureau.

Following our executive session on April 24, the Committee will meet on April 29 and April 30. During the month of May, the Committee will not meet on May 1, 2, 8, 9, 26 and 30. Committee members should be prepared to meet (other than on weekends) during the remaining days of May.

BB/SJ/jc  
Attachment

## **NONFISCAL POLICY ITEMS**

(To be Drafted and Introduced as Separate Legislation)

### **GENERAL FUND TAXES**

- Reciprocal Wine Shipments (Page 32, Item #17)
- Penalty for Frivolous Income Tax Return (Page 33, Item #18)
- Tax Appeals Commission -- Definition of Small Claims (Page 33, Item #19), (Page 69, Item #8)

### **ADMINISTRATION**

#### **Information Technology**

- Information Technology Procurement (Page 43, Item #8)

#### **General Statutory Provisions**

- Temporary Staffing Authority (Page 44, Item #2)
- DOA Approval of Settlement Agreements Made by the Attorney General (Page 44, Item #3), (Page 366, Item #18)
- Personally Identifiable Information in State Records (Page 45, Item #5)
- Public Records Board Membership (Page 46, Item #6)
- Agency Records Management Reports (Page 47, Item #7)
- Reporting Requirements -- Energy and Recycling (Page 48, Item #9)
- Optical Disk and Electronic Records Storage Administrative Rules (Page 48, Item #10)

#### **Transfers and Modifications of Functions**

- Wisconsin Land Council Creation (Page 49, Item #2)
- Environmental Science Council (Page 54, Item #5)

#### **Agency Services**

- Risk Management -- Disclosure of Individual Medical Records (Page 64, Item #15)

#### **Attached Programs**

- Claims Board -- Payment of Claims (Page 67, Item #3)

### **COMMERCE**

#### **Departmentwide and Economic Development**

- Eliminate Reporting Requirements (Page 147, Item #39)
- Memorandum of Understanding with WHEDA (Page 148, Item #40)
- Repeal Obsolete Statutory Provisions (Page 149, Item #42)

## **Building and Environmental Regulation**

- PECFA -- Appeals Process (Page 154, Item #16)
- PECFA -- Self Certification of Cleanup Activities (Page 154, Item #17)
- Multifamily Housing Accessibility Requirements (Page 158, Item #28)

## **CORRECTIONS**

- Parole Elimination and Sentencing Modifications (Page 170, Item #19)
- Prison Population Limits (Page 187, Item #28)
- Probation and Parole Revocation Hearing Process (Page 191, Item #12)
- Alternative to Probation and Parole Revocation (Page 192, Item #13)
- Community Corrections -- Employment Programs (Page 192, Item #14)
- Criminal Gang Data Bank (Page 200, Item #17)
- Transfer Uniform Fee Authority from DHFS to DOC Relating to Juvenile Corrections (Page 202, Item #19)

## **EMPLOYEE TRUST FUNDS**

- Access to Individual Medical Information Contained in Agency Records (Page 215, Item #9)

## **EMPLOYMENT RELATIONS**

- Increased Hiring, Promotional and Salary Setting Flexibility for Certain University of Wisconsin System Employees (Page 220, Item #9, Delegation of Hiring Authority and Promotional Appointments), (Page 629, Item #22), (Page 630, Item #23)
- Supplemental Compensation for Employees on Interchange Agreements (Page 221, Item #10)

## **EMPLOYMENT RELATIONS COMMISSION**

- Arbitration Settlement Factors -- Milwaukee City Police (Page 223, Item #3)

## **ETHICS BOARD**

- Exception to Standards of Conduct for State Public Officials (Page 226, Item #5)

## **FINANCIAL INSTITUTIONS**

- Division of Savings Institutions -- Name Change (Page 230, Item #12)

## **GENERAL PROVISIONS**

- Fire Fighters Relief Associations (Page 239, Item #1)

## **GOVERNOR**

- Pupil Academic Standards Development Council (Page 242, Item #6), (Page 472, Item #27)
- Wisconsin Sesquicentennial Commission Membership (Page 243, Item #7)

## **HEALTH AND FAMILY SERVICES**

### **Health**

- Information Regarding Abortion and Abortion Alternatives (Page 285, Item #13)
- Hospital Bed Moratorium (Page 287, Item #20)
- Anatomical Gift Tissue and Bone Removal (Page 288, Item #21)
- Liability of Student Health Care Providers (Page 288, Item #22)

### **Care and Treatment Facilities**

- Right to Refuse Treatment (Page 294, Item #13)
- Access to Treatment and Health Records by Protection and Advocacy Agencies (Page 297, Item #15)

### **Children and Family Services and Supportive Living**

- County Child Caring Institutions (Page 323, Item #23)
- Collection of Forfeitures Assessed Against Community-Based Residential Facilities and Children's Facilities (Page 323, Item #24)
- Audits for Nongovernmental Providers (Page 324, Item #25)
- Community Mental Health Plan (Page 328, Item #36)
- Council on Blindness (Page 328, Item #37)
- ISP Reporting Requirements (Page 328, Item #38)
- Birth to Three Report (Page 329, Item #40)

## **HIGHER EDUCATIONAL AIDS BOARD**

- Rename the Academic Excellence Scholarship Program (Page 331, Item #6)
- Minnesota-Wisconsin Student Reciprocity Agreement (Page 332, Item #11)

## **HISTORICAL SOCIETY**

- 1999-2001 Biennial Budget Request (Page 339, Item #13)

## **INFORMATION TECHNOLOGY INVESTMENT FUND**

- Grant Criteria and Administrative Rules (Page 341, Item #4)

## **INSURANCE**

- Nonstatutory Provisions (Page 353, Item #16)

## **LEGISLATURE**

- Legislative Audit Bureau (Page 372, Item #9), (Page 382, Item #13)

## **NATURAL RESOURCES**

### **Fish, Wildlife and Recreational Aids**

- Bow Hunter Education Course (Page 410, Item #9)
- Sale and Distribution of Animal Carcasses (Page 411, Item #10)
- Trespass Law (Page 412, Item #12)

### **Air, Waste and Contaminated Land**

- Dry Cleaning Contamination Study (Page 427, Item #26)
- Municipal Landfill Proof of Financial Responsibility (Page 429, Item #31)
- Metallic Mining Permit Requirements (Page 430, Item #32)

### **Water Quality**

- Land and Water Conservation Board (Page 439, Item #9)

## **PUBLIC INSTRUCTION**

- Scheduling Referenda Relating to School Borrowing and Revenue Limits (Page 468, Item #13)
- Technical Preparation Programs (Page 487, Item #36)
- Administrative Leadership Academy (Page 489, Item #39)
- Delete Separate Annual Report on Bilingual-Bicultural Education (Page 489, Item #40)
- Procedures for Setting Standards for Early Admission (Page 490, Item #41)
- Preapproval of Summer School Classes (Page 490, Item #42)
- DPI Role in High School Admission and Course of Study (Page 490, Item #43)
- CESA Annual Convention and Planning and Reporting Requirements (Page 491, Item #45)



## REVENUE

### Tax Administration

- Suspension of Licenses and Credentials for Failure to Pay Delinquent Taxes (Page 523, Item #26), (Page 88, Item #29), (Page 159, Item #29), (Page 231, Item #14), (Page 250, Item #13), (Page 396, Item #17), (Page 488, Item #38), (Page 508, Item #8), (Page 526, Item #27), (Page 567, Item #8), (Page 611, Item #29)
- Setoff of Delinquent Municipal Personal Property Taxes (Page 527, Item #28), (Page 552, Item #5)
- Biennial Report on Tax Increment Financing (Page 529, Item #33)

### Lottery

- Modifications of Current Lottery Law (Page 536, Item #13)
  - DOR Employees Prohibited from Selecting Winning Tickets
  - Delete Statutorily Required Monthly Financial Reports
  - Technical Clarifications Following Transfer of Lottery to DOR
- Appointment of a Lottery Administrator (Page 537, Item #14)
- Conflict of Interest Modification for Management Consultants (Page 537, Item #15)
- Lottery Retailer Selection Criteria (Page 539, Item #18)

## SHARED REVENUE AND PROPERTY TAX RELIEF

### Property Taxation

- Define Motion Picture Production Property as Manufacturing Property (Page 551, Item #3)

## TRANSPORTATION

### State Highway Program

- State Highway Maps (Study) (Page 596, Item #6)

### Motor Vehicles

- Absolute Sobriety Law Age Change (Page 599, Item #3)
- Vehicle Registration for Lessees (Page 607, Item #24)
- Address Information on Registration and Certificate of Title Applications (Page 609, Item #26)
- Limit Municipal Liability for Negligent Operation of a Snowplow (Page 610, Item #27)
- Restrict the Allowable Following Distance Behind a Snowplow (Page 610, Item #28)

### State Patrol

- Portable Scale Certification (Page 615, Item #8)

## **WISCONSIN HEALTH AND EDUCATIONAL FACILITIES AUTHORITY**

- Definition of a Health Facility (Page 648, Item #1)
- Bond Counsel Services (Page 648, Item #2)

## **WISCONSIN HOUSING AND ECONOMIC DEVELOPMENT AUTHORITY**

- Repeal Loan Guarantee Programs (Page 654, Item #6)
- Memorandum of Understanding (Page 656, Item #10)
- Economic Development Reports (Page 656, Item #11)

## **WISCONSIN TECHNICAL COLLEGE SYSTEM**

- Technical Preparation Programs (Page 660, Item #11)

## **WORKFORCE DEVELOPMENT**

### **Economic Support and Child Care**

- Electronic Funds Transfer (Page 697, Item #19)
- Determination of Eligibility for MA (Page 698, Item #22)
- Food Stamp Program Changes (Page 699, Item #25(d)&(e))
- Food Stamp Program Administration (Page 701, Item #26)
- Recovery of Overpayments (Page 704, Item #29)

### **Child Support**

- Financial Institution Record Matching; Liens; Levies Against Property (Page 715, Item #4), (Page 231, Item #13)
- Intercept From Court Judgements and Settlements (Page 726, Item #5)
- Intercept of Retirement Benefits (Page 727, Item #6), (Page 214, Item #8)
- Suspension of Licenses and Credentials for Failure to Pay Support (Page 729, Item #7), (Page 65, Item #4), (Page 88, Item #29), (Page 159, Item #29), (Page 167, Item #16), (Page 226, Item #4), (Page 231, Item #14), (Page 238, Item #10), (Page 250, Item #13), (Page 352, Item #15), (Page 367, Item #20), (Page 396, Item #17), (Page 488, Item #38), (Page 508, Item #8), (Page 528, Item #30), (Page 561, Item #11), (Page 567, Item #8), (Page 611, Item #29), (Page 674, Item #18)
- Social Security Numbers in Matters Relating to Marriage and Children (Page 734, Item #8), (Page 65, Item #4), (Page 88, Item #29), (Page 159, Item #29), (Page 167, Item #16), (Page 226, Item #4), (Page 231, Item #14), (Page 238, Item #10), (Page 250, Item #13), (Page 352, Item #15), (Page 367, Item #20), (Page 396, Item #17), (Page 488, Item #38), (Page 508, Item #8), (Page 528, Item #30), (Page 561, Item #11), (Page 567, Item #8), (Page 611, Item #29), (Page 674, Item #18)

- Access to Agency Records (Page 735, Item #9), (Page 88, Item #28), (Page 102, Item #4), (Page 148, Item #41), (Page 168, Item #17), (Page 222, Item #11), (Page 227, Item #6), (Page 233, Item #15), (Page 239, Item #2), (Page 240, Item #3), (Page 298, Item #16), (Page 353, Item #17), (Page 368, Item #21), (Page 460, Item #10), (Page 488, Item #38), (Page 508, Item #8), (Page 528, Item #31), (Page 612, Item #30), (Page 675, Item #19)
- Information in Paternity and Support Actions (Page 737, Item #10)
- Voluntary Acknowledgement of Paternity (Page 738, Item #12)
- Hospital-Based Paternity Establishment (Page 740, Item #13) [Parts (c) and (d)]
- Presumption of Paternity in Legal Actions (Page 742, Item #14)
- Genetic Testing; Bills as Evidence in Paternity Actions; Temporary Support Orders (Page 742, Item #15)
- Authority of Child Support Agencies to Order Genetic Tests (Page 743, Item #16)
- Advance Payment for Court-Ordered Genetic Tests (Page 744, Item #17)
- Health Care Coverage Notice (Page 744, Item #18)
- Child Support and Paternity Establishment: Miscellaneous Provisions (Page 747, Item #20)
- Child Support Enforcement Transfer (Page 749, Item #21)
- Children First (Page 750, Item #22)

